



Docket No. 21864USWO/1 (C038435/0196794)

*Ref W*

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:

Alan BERRY *et al.*

Serial No.: 10/567,763

Filed: June 9, 2006

For: **MICROBIAL PRODUCTION OF  
L-ASCORBIC ACID**

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Examiner: E. Slobodyansky

Art Unit: 1652

New York, New York  
August 25, 2008

**RESPONSE TO RESTRICTION REQUIREMENT  
UNDER 35 U.S.C. §§ 121 AND 372 AND PETITION FOR EXTENSION OF TIME**

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

This is in response to the Restriction Requirement pursuant to 35 U.S.C. § 121 and § 372 mailed April 30, 2008, which set a one-month shortened statutory period for reply in the above-identified application. A three-month extension of time to respond to the Notification is hereby requested. With this extension, the due date for reply will be September 2, 2008, as August 30<sup>th</sup> falls on a Saturday and the following Monday is a Federal Holiday 37 CFR §§ 1.136(a); 1.7; 1.8. Enclosed is a check in the amount of \$1,050.00 to cover the extension of time fee.

If any of the checks are missing or otherwise insufficient, or if any additional fees are required, the Commissioner is authorized to charge (or credit any overpayment) to Deposit Account No. 02-4467. A duplicate copy of this sheet is enclosed.



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